

Weisberg Law, P.C.
also t/a Consumer Justice Alliance
Attorneys at Law

7 South Morton Avenue
Morton, Pennsylvania 19070
Ph: 610.690.0801
Fax: 610.690.0880

Philadelphia County, Pennsylvania
1500 Walnut St., Ste. 1100
Philadelphia, PA 19102

Camden County, New Jersey
Two Aquarium Dr., Ste. 200
Camden, NJ 08103

*Matthew B. Weisberg***
Graham F. Baird^
Robert P. Cocco~+

*NJ & PA Office Manager
^Licensed in PA & NJ
~Licensed in PA
+Of Counsel

Web-Site: www.weisberglawoffices.com
E-Mail: mweisberg@weisberglawoffices.com

Monday, June 18, 2012

Via Fax: (609) 989-0435 and ECF
Magistrate Judge Tonianne J. Bongiovanni

RE: Guy Williams v. Trenton City Police Department, et al.
No.: 11-6352

Your Honor:

Pending before this Honorable Court is Defendants' Motion to Deem their Requests for Admissions Admitted over Plaintiff's objections. Previously, Your Honor held a teleconference whereat all parties maintained their positions (to wit, Plaintiff complained Defendants' Requests regarding his ultimate gun possession not relevant in light of that evidence having been previously suppressed for Defendants' unlawful search-the subject of this action). To that end, Defendants filed the above Motion at this Court's request.

Upon careful review of Defendants' Motion (specifically, Hector, supra.), Plaintiff withdraws his objections here requesting leave of this Court to respond (without objection) to Defendants' subject Requests within ten (10) days. Plaintiff does not anticipate opposition to this request given it a proposed resolution of Defendants' Motion. Simply, after significant research, Plaintiff found Hector persuasive of Defendants' position.

Further, Plaintiff, per Hector, respectfully requests leave to amend his complaint solely to plead a cause of action under §1983 pursuant to the 4th and 14th amendments for unlawful search and seizure against Defendants Lugo and John Does, in their individual capacities. Plaintiff does not anticipate opposition to this request as unlawful search and seizure was clearly pleaded throughout Plaintiff's complaint notwithstanding no Count was captioned as such, and in light of Plaintiff's withdrawal of the other Defendants and Counts.

Thank you for this Honorable Court's consideration of Plaintiff's request for ten (10) days to respond to Defendants' requests for admissions, as well as to amend (narrow) his complaint. If Your Honor requires more formal briefing, Plaintiff will abide this Court's directive.

Sincerely,

/s/ Matthew B. Weisberg
MATTHEW B. WEISBERG

MBW/hcm

Cc: J. Brooks DiDonato, Esq. (Via ECF)